

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

IN RE:

Case No. 20-51066-mar

HFV LIQUIDATING TRUST,

Chapter 11

Debtor.

Honorable Mark A. Randon

ORDER SUSTAINING SECOND OMNIBUS OBJECTION OF THE HFV LIQUIDATING TRUST TO (A) NO LIABILITY CLAIMS, (B) SATISFIED CLAIMS, AND (C) CLAIMS TO BE MODIFIED

Upon the second omnibus objection (the “Second Omnibus Claims Objection”) of the HFV Liquidating Trust (the “Trust”), for entry of an order (this “Order”), (a) disallowing the Claims set forth on Schedules 1–2 attached hereto and (b) modifying and/or reclassifying the claims listed on Schedule 3 attached hereto, and as more fully set forth in the Second Omnibus Claims Objection; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; and that this Court may enter a final order consistent with Article III of the United States Constitution; and this Court having found that venue of this proceeding and the Second Omnibus Claims Objection in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that the relief requested in the Second Omnibus Claims Objection is in the best interests of the Trust, its creditors, and other parties in interest; and this Court having found that the Trust’s

notice of the Second Omnibus Claims Objection and opportunity for a hearing on the Second Omnibus Claims Objection were appropriate under the circumstances and no other notice need be provided; and this Court having reviewed the Second Omnibus Claims Objection and having heard the statements in support of the relief requested therein at a hearing before this Court (the “Hearing”); and this Court having determined that the legal and factual bases set forth in the Second Omnibus Claims Objection and at the Hearing establish just cause for the relief granted herein; and upon all of the proceedings held before this Court; and after due deliberation and sufficient cause appearing therefor, it is HEREBY ORDERED THAT:

1. The Second Omnibus Claims Objection is sustained as set forth herein.
2. The No Liability Claims set forth on Schedule 1 are disallowed and expunged in their entirety.
3. The Satisfied Claims on Schedule 2 are disallowed and expunged in their entirety.
4. The Modified Claims are hereby modified and/or priority status reflected in the column titled “Modified Claims” on Schedule 3 to this Order. The Modified Claims will remain on the claims register maintained by the Trust (the “Claims Register”) and such Claims are neither allowed nor disallowed at this time and remain subject to future objection on any basis. Nothing contained herein

shall constitute, nor shall it be deemed to constitute, the allowance of any of the Modified Claims.

5. Each objection by the Trust to each Claim addressed in the Second Omnibus Claims Objection and as identified in **Schedules 1–3** constitutes a separate contested matter as contemplated by Bankruptcy Rule 9014. This Order shall be deemed a separate order with respect to each Claim. Any stay of this Order pending appeal by any claimant subject to this Order shall only apply to the contested matter that involves such claimant and shall not act to stay the applicability or finality of this Order with respect to the other contested matters covered hereby.

6. The Trust's claims agent is authorized and directed to modify the Claims Register in accordance with entry of the relief granted in this Order.

7. Nothing in this Order shall affect the Trust's right to object to the Claims or any other Proofs of Claim at a future date on any basis.

8. Notwithstanding the relief granted in this Order and any actions taken pursuant to such relief, nothing in this Order shall be deemed: (a) an admission as to the validity, priority, or amount of any particular claim; (b) a waiver of the Trust's right to dispute any particular claim on any grounds; (c) a promise or requirement to pay any particular claim; (d) an implication or admission that any particular claim is of a type specified or defined in this Order or the Second Omnibus Claims Objection; (e) a request or authorization to assume any agreement, contract, or lease pursuant

to section 365 of the Bankruptcy Code; or (f) a waiver or limitation of the Trust's rights under the Bankruptcy Code or any other applicable law. Any payment made pursuant to this Order should not be construed as an admission as to the validity, priority, or amount of any particular claim or a waiver of the Trust's right to subsequently dispute such claim.

9. The Trust is authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Second Omnibus Claims Objection.

10. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

Schedule 1
No Liability Claims

	Name of Claimant	Debtor Name	Schedule #	Claim #	Date Filed	Current Claim Amounts	Proposed Treatment	Reason for Objection
1	AIG PROPERTY CASUALTY, INC.	Henry Ford Village, Inc.		288	4/20/2021	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$0.00 Total: \$0.00	Disallow & Expunge	No Liability - Filed as \$0 or Fully Unliquidated
2	ZURICH-AMERICAN INSURANCE COMPANY	Henry Ford Village, Inc.		32	12/8/2020	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$1.00 Total: \$1.00	Disallow & Expunge	No Liability - Filed as \$0 or Fully Unliquidated

TOTALS \$1.00

Schedule 2
Satisfied Claims

	Name of Claimant	Debtor Name	Schedule #	Claim #	Date Filed	Current Claim Amounts	Proposed Treatment	Reason for Objection
1	AETNA, INC.	Henry Ford Village, Inc.		155	2/23/2021	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$1,827.80 Total: \$1,827.80	Disallow & Expunge	Satisfied by Cure
2	AT & T	Henry Ford Village, Inc.	2377784			Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$295.61 Total: \$295.61	Disallow & Expunge	Satisfied by Cure
3	CITY OF DEARBORN	Henry Ford Village, Inc.		248	4/7/2021	Administrative: \$0.00 Secured: \$61,046.59 Priority: \$0.00 General Unsecured: \$0.00 Total: \$61,046.59	Disallow & Expunge	Satisfied in the Ordinary Course
4	COMERICA BANK	Henry Ford Village, Inc.		250	4/12/2021	Administrative: \$0.00 Secured: \$27,460.26 Priority: \$0.00 General Unsecured: \$0.00 Total: \$27,460.26	Disallow & Expunge	Satisfied by Cure
5	CONTROL SOLUTIONS, INC	Henry Ford Village, Inc.		26	12/8/2020	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$45,000.00 Total: \$45,000.00	Disallow & Expunge	Satisfied by Cure
6	DAVID W. RINGE	Henry Ford Village, Inc.		142	2/17/2021	Administrative: \$45,000.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$0.00 Total: \$45,000.00	Disallow & Expunge	Satisfied with Sale Proceeds

Schedule 2
Satisfied Claims

	Name of Claimant	Debtor Name	Schedule #	Claim #	Date Filed	Current Claim Amounts	Proposed Treatment	Reason for Objection
7	FORD MOTOR CREDIT COMPANY, LLC [CAB WEST LLC]	Henry Ford Village, Inc.		10	10/30/2020	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$8,898.60 Total: \$8,898.60	Disallow & Expunge	Satisfied by Cure
8	FORD MOTOR CREDIT COMPANY, LLC [CAB WEST LLC]	Henry Ford Village, Inc.		9	10/30/2020	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$10,127.67 Total: \$10,127.67	Disallow & Expunge	Satisfied by Cure
9	GUARDIAN ALARM	Henry Ford Village, Inc.	2377846			Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$216.10 Total: \$216.10	Disallow & Expunge	Satisfied by Cure
10	HENRY FORD HEALTH SYSTEM	Henry Ford Village, Inc.	2377838			Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$26,750.09 Total: \$26,750.09	Disallow & Expunge	Satisfied by Cure
11	IPFS CORPORATION	Henry Ford Village, Inc.		109	2/5/2021	Administrative: \$0.00 Secured: \$242,657.81 Priority: \$0.00 General Unsecured: \$0.00 Total: \$242,657.81	Disallow & Expunge	Satisfied in Ordinary Course
12	NETSMART TECHNOLOGIES INC	Henry Ford Village, Inc.	2377890			Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$6,547.95 Total: \$6,547.95	Disallow & Expunge	Satisfied by Cure

Schedule 2
Satisfied Claims

	Name of Claimant	Debtor Name	Schedule #	Claim #	Date Filed	Current Claim Amounts	Proposed Treatment	Reason for Objection
13	OAKWOOD HOSPITAL	Henry Ford Village, Inc.	2377892			Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$400.40 Total: \$400.40	Disallow & Expunge	Satisfied by Cure
14	OTIS ELEVATOR CO	Henry Ford Village, Inc.	2377902			Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$3,305.00 Total: \$3,305.00	Disallow & Expunge	Satisfied by Cure
15	STATE OF MICHIGAN	Henry Ford Village, Inc.	2377764			Administrative: \$0.00 Secured: \$0.00 Priority: \$15,203.08 General Unsecured: \$0.00 Total: \$15,203.08	Disallow & Expunge	Satisfied Tax Claim
16	STEVEN KRANINGER	Henry Ford Village, Inc.		216	3/17/2021	Administrative: \$0.00 Secured: \$45,000.00 Priority: \$0.00 General Unsecured: \$0.00 Total: \$45,000.00	Disallow & Expunge	Satisfied with Sale Proceeds
17	WILLIAM BEAUMONT HOSPITAL	Henry Ford Village, Inc.		324	4/26/2021	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$39,284.54 Total: \$39,284.54	Disallow & Expunge	Satisfied by Cure

TOTALS

\$579,021.50

Schedule 3
Claims to be Modified

	Name of Claimant	Debtor Name	Schedule #	Claim #	Date Filed	Current Claim Amounts	Proposed Claim Amounts	Reason for Objection
1	ALTERNATIVE CONTRACTING INC.	Henry Ford Village, Inc.		335	6/23/2021	Administrative: \$12,080.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$0.00 Total: \$12,080.00	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$12,080.00 Total: \$12,080.00	Reduce and/or Reclassify per Debtor's Books and Records
2	DETROIT GLASS & MIRROR	Henry Ford Village, Inc.		296	4/20/2021	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$8,457.69 Total: \$8,457.69	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$3,962.71 Total: \$3,962.71	Reduce and/or Reclassify per Debtor's Books and Records
3	GUNDERSON, INC DBA FLOWERS ON THE AVENUE	Henry Ford Village, Inc.		347	9/1/2021	Administrative: \$240.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$0.00 Total: \$240.00	Administrative: \$60.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$180.00 Total: \$240.00	Reduce and/or Reclassify per Debtor's Books and Records
4	LEONARDS SYRUPS	Henry Ford Village, Inc.		141	2/17/2021	Administrative: \$313.20 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$1,639.50 Total: \$1,952.70	Administrative: \$36.40 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$1,916.30 Total: \$1,952.70	Reduce and/or Reclassify per Debtor's Books and Records
5	LIBERTY PLUMBING SUPPLY	Henry Ford Village, Inc.		140	2/17/2021	Administrative: \$3,616.64 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$53.25 Total: \$3,669.89	Administrative: \$3,616.64 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$0.00 Total: \$3,616.64	Reduce and/or Reclassify per Debtor's Books and Records
6	MEDICAL STAFFING NETWORK	Henry Ford Village, Inc.		333	6/2/2021	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$18,697.13 Total: \$18,697.13	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$13,025.13 Total: \$13,025.13	Reduce and/or Reclassify per Debtor's Books and Records

Schedule 3
Claims to be Modified

	Name of Claimant	Debtor Name	Schedule #	Claim #	Date Filed	Current Claim Amounts	Proposed Claim Amounts	Reason for Objection
7	METRO CARBONIC	Henry Ford Village, Inc.		249	4/8/2021	Administrative: \$2,325.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$72.54 Total: \$2,397.54	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$72.54 Total: \$72.54	Reduce and/or Reclassify per Debtor's Books and Records
8	MODERNISTIC CLEANING SERVICES INC	Henry Ford Village, Inc.		122	2/11/2021	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$5,209.72 Total: \$5,209.72	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$1,175.31 Total: \$1,175.31	Reduce and/or Reclassify per Debtor's Books and Records
9	ONEDAY [MY LASTING LEGACY]	Henry Ford Village, Inc.		339	7/22/2021	Administrative: \$206.25 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$0.00 Total: \$206.25	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$206.25 Total: \$206.25	Reduce and/or Reclassify per Debtor's Books and Records
10	STAPLES BUSINESS ADVANTAGE	Henry Ford Village, Inc.		38	12/15/2020	Administrative: \$1,017.06 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$2,624.80 Total: \$3,641.86	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$2,624.80 Total: \$2,624.80	Reduce and/or Reclassify per Debtor's Books and Records
11	TIMEPAYMENT CORP.	Henry Ford Village, Inc.		344	8/19/2021	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$11,676.58 Total: \$11,676.58	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$336.31 Total: \$336.31	Reduce and/or Reclassify per Debtor's Books and Records
12	UNITED FISH DISTRIBUTORS INC	Henry Ford Village, Inc.		126	2/11/2021	Administrative: \$6,421.92 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$12,067.69 Total: \$18,489.61	Administrative: \$6,421.92 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$10,355.00 Total: \$16,776.92	Reduce and/or Reclassify per Debtor's Books and Records

Schedule 3
Claims to be Modified

Name of Claimant	Debtor Name	Schedule #	Claim #	Date Filed	Current Claim Amounts	Proposed Claim Amounts	Reason for Objection
13 W.W. GRAINGER, INC.	Henry Ford Village, Inc.		1	11/4/2020	Administrative: \$2,213.30 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$5,629.73 Total: \$7,843.03	Administrative: \$0.00 Secured: \$0.00 Priority: \$0.00 General Unsecured: \$7,843.03 Total: \$7,843.03	Reduce and/or Reclassify per Debtor's Books and Records
TOTALS					\$94,562.00	\$63,912.34	